

both houses of Congress authorizing the use of the Emancipation Hall for that event.

(Pub. L. 110-437, title I, §103, Oct. 20, 2008, 122 Stat. 4986.)

## SUBCHAPTER II—OFFICE OF THE CAPITOL VISITOR CENTER

### § 2211. Establishment

There is established within the Office of the Architect of the Capitol the Office of the Capitol Visitor Center (in this chapter referred to as the “Office”), to be headed by the Chief Executive Officer for Visitor Services (in this chapter referred to as the “Chief Executive Officer”).

(Pub. L. 110-437, title II, §201, Oct. 20, 2008, 122 Stat. 4986.)

#### Editorial Notes

##### REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning Pub. L. 110-437, Oct. 20, 2008, 122 Stat. 4983, known as the Capitol Visitor Center Act of 2008, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 2201 of this title and Tables.

### § 2212. Appointment and supervision of Chief Executive Officer for Visitor Services

#### (a) Appointment

The Chief Executive Officer shall be appointed by the Architect of the Capitol.

#### (b) Supervision and oversight

The Chief Executive Officer shall report directly to the Architect of the Capitol and shall be subject to oversight by the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives.

#### (c) Removal

Upon removal of the Chief Executive Officer, the Architect of the Capitol shall immediately provide notice of the removal to the Committee on Rules and Administration of the Senate, the Committee on House Administration of the House of Representatives, and the Committees on Appropriations of the House of Representatives and Senate. The notice shall include the reasons for the removal.

#### (d) Compensation

The Chief Executive Officer shall be paid at an annual rate of pay equal to the annual rate of pay of the Deputy Architect of the Capitol.

### (e) Transition for current Chief Executive Officer for Visitor Services

#### (1) Appointment

The individual who serves as the Chief Executive Officer for Visitor Services under section 1806 of this title as of October 20, 2008, shall be the first Chief Executive Officer for Visitor Services appointed by the Architect under this section.

#### (2) Omitted

(Pub. L. 110-437, title II, §202, Oct. 20, 2008, 122 Stat. 4986.)

#### Editorial Notes

##### REFERENCES IN TEXT

Section 1806 of this title, referred to in subsec. (e)(1), was repealed by Pub. L. 110-437, title II, §202(e)(2), Oct. 20, 2008, 122 Stat. 4987.

##### CODIFICATION

Section is comprised of section 202 of Pub. L. 110-437. Subsec. (e)(2) of section 202 of Pub. L. 110-437 repealed section 1806 of this title.

### § 2213. General duties of Chief Executive Officer

#### (a) Administration of facilities, services, and activities

##### (1) In general

Except to the extent otherwise provided in this chapter, the Chief Executive Officer shall be responsible for—

(A) the operation, management, and budget preparation and execution of the Capitol Visitor Center, including all long term planning and daily operational services and activities provided within the Capitol Visitor Center; and

(B) in accordance with sections 2241 and 2242 of this title, the management of guided tours of the interior of the United States Capitol.

##### (2) Independent budget consideration

##### (A) In general

The Architect of the Capitol, upon recommendation of the Chief Executive Officer, shall submit the proposed budget for the Office for a fiscal year in the proposed budget for that year for the Office of the Architect of the Capitol (as submitted by the Architect of the Capitol to the President). The proposed budget for the Office shall be considered independently from the other components of the proposed budget for the Architect of the Capitol.

##### (B) Exclusion of costs of general maintenance and repair of Visitor Center

In preparing the proposed budget for the Office under subparagraph (A), the Chief Executive Officer shall exclude costs attributable to the activities and services described under section 2271(b) of this title (relating to continuing jurisdiction of the Architect of the Capitol for the care and superintendence of the Capitol Visitor Center).

#### (b) Personnel, disbursements, and contracts

In carrying out this chapter, the Architect of the Capitol shall have the authority to, upon recommendation of the Chief Executive Officer—

(1) appoint, hire, and fix the compensation of such personnel as may be necessary for operations of the Office, except that no employee may be paid at an annual rate in excess of the maximum rate payable for level 15 of the General Schedule;

(2) disburse funds as may be necessary and available for the needs of the Office (consistent with the requirements of section 2233 of this title in the case of amounts in the Capitol Visitor Center Revolving Fund); and

(3) designate an employee of the Office to serve as contracting officer for the Office, subject to subsection (c).

**(c) Requiring approval of certain contracts**

The Architect of the Capitol may not enter into a contract for the operations of the Capitol Visitor Center for which the amount involved exceeds \$250,000 without the prior approval of the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives.

**(d) Semiannual reports**

The Chief Executive Officer shall submit a report to the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives not later than 45 days following the close of each semiannual period ending on March 31 or September 30 of each year on the financial and operational status during the period of each function under the jurisdiction of the Chief Executive Officer. Each such report shall include financial statements and a description or explanation of current operations, the implementation of new policies and procedures, and future plans for each function.

(Pub. L. 110-437, title II, §203, Oct. 20, 2008, 122 Stat. 4987.)

**Editorial Notes**

REFERENCES IN TEXT

This chapter, referred to in subsecs. (a)(1) and (b), was in the original “this Act”, meaning Pub. L. 110-437, Oct. 20, 2008, 122 Stat. 4983, known as the Capitol Visitor Center Act of 2008, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 2201 of this title and Tables.

The General Schedule, referred to in subsec. (b)(1), is set out under section 5332 of Title 5, Government Organization and Employees.

**§ 2214. Assistant to the Chief Executive Officer**

**(a) In general**

The Architect of the Capitol shall—

(1) upon recommendation of the Chief Executive Officer, appoint an assistant who shall perform the responsibilities of the Chief Executive Officer during the absence or disability of the Chief Executive Officer, or during a vacancy in the position of the Chief Executive Officer; and

(2) notwithstanding section 2213(b)(1) of this title, fix the rate of basic pay for the position of the assistant appointed under subparagraph (A)<sup>1</sup> at a rate not to exceed the highest total rate of pay for the Senior Executive Service under subchapter VIII of chapter 53 of title 5 for the locality involved.

**(b) Transition for current Assistant Chief Executive Officer**

**(1) Appointment**

The individual who serves as the assistant under section 1807 of this title as of October 20, 2008, shall be the first Assistant Chief Execu-

tive Officer for Visitor Services appointed by the Architect under this section.

**(2) Omitted**

(Pub. L. 110-437, title II, §204, Oct. 20, 2008, 122 Stat. 4988.)

**Editorial Notes**

REFERENCES IN TEXT

Section 1807 of this title, referred to in subsec. (b)(1), was repealed by Pub. L. 110-437, title II, §204(b)(2), Oct. 20, 2008, 122 Stat. 4988.

CODIFICATION

Section is comprised of section 204 of Pub. L. 110-437. Subsec. (b)(2) of section 204 of Pub. L. 110-437 repealed section 1807 of this title.

**§ 2215. Gift Shop**

**(a) Establishment**

The Architect of the Capitol, acting through the Chief Executive Officer, shall establish a Capitol Visitor Center Gift Shop within the Capitol Visitor Center for the purpose of providing for the sale of gift items. All moneys received from sales and other services by the Capitol Visitor Center Gift Shop shall be deposited in the Capitol Visitor Center Revolving Fund established under section 2231 of this title and shall be available for purposes of this section.

**(b) Exception to prohibition of sale or solicitation on Capitol grounds**

Section 5104(c) of title 40 shall not apply to any activity carried out under this section.

(Pub. L. 110-437, title II, §205, Oct. 20, 2008, 122 Stat. 4988.)

**§ 2216. Food service operations**

**(a) Restaurant, catering, and vending**

The Architect of the Capitol, acting through the Chief Executive Officer, shall establish within the Capitol Visitor Center a restaurant and other food service facilities, including catering services and vending machines.

**(b) Contract for food service operations**

**(1) In general**

The Architect of the Capitol, acting through the Chief Executive Officer, may enter into a contract for food service operations within the Capitol Visitor Center.

**(2) Existing contract unaffected**

Nothing in paragraph (1) shall be construed to affect any contract for food service operations within the Capitol Visitor Center in effect on October 20, 2008.

**(c) Deposits**

All net profits from the food service operations within the Capitol Visitor Center and all commissions received from the contractor for such food service operations shall be deposited in the Capitol Visitor Center Revolving Fund established under section 2231 of this title.

**(d) Exception to prohibition of sale or solicitation on Capitol grounds**

Section 5104(c) of title 40 shall not apply to any activity carried out under this section.

<sup>1</sup> So in original. Probably should be a reference to paragraph (1).

(Pub. L. 110-437, title II, §206, Oct. 20, 2008, 122 Stat. 4988.)

SUBCHAPTER III—CAPITOL VISITOR  
CENTER REVOLVING FUND

**§ 2231. Establishment and accounts**

There is established in the Treasury of the United States a revolving fund to be known as the Capitol Visitor Center Revolving Fund (in this section referred to as the “Fund”), consisting of the following individual accounts:

- (1) The Gift Shop Account.
- (2) The Miscellaneous Receipts Account.

(Pub. L. 110-437, title III, §301, Oct. 20, 2008, 122 Stat. 4989.)

**§ 2232. Deposits in the Fund**

**(a) Gift Shop Account**

There shall be deposited in the Gift Shop Account all monies received from sales and other services by the gift shop established under section 2215 of this title, together with any interest accrued on balances in the Account.

**(b) Miscellaneous Receipts Account**

There shall be deposited in the Miscellaneous Receipts Account each of the following (together with any interest accrued on balances in the Account):

- (1) Any amounts deposited under section 2216(c) of this title.
- (2) Any other receipts received from the operation of the Capitol Visitor Center.
- (3) Any amounts described under section 2273(d) of this title.

(Pub. L. 110-437, title III, §302, Oct. 20, 2008, 122 Stat. 4989.)

**§ 2233. Use of monies**

**(a) Gift Shop Account**

**(1) In general**

All monies in the Gift Shop Account shall be available without fiscal year limitation for disbursement by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, in connection with the operation of the gift shop under section 2215 of this title, including supplies, inventories, equipment, and other expenses. In addition, such monies may be used by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, to reimburse any applicable appropriations account for amounts used from such appropriations account to pay the salaries of employees of the gift shops.

**(2) Use of remaining funds**

To the extent monies in the Gift Shop Account are available after disbursements and reimbursements are made under paragraph (1), the Architect of the Capitol, upon recommendation of the Chief Executive Officer, may disburse such monies for the operation of the Capitol Visitor Center, after consultation with—

- (A) the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives; and

- (B) the Committees on Appropriations of the House of Representatives and Senate.

**(b) Miscellaneous Receipts Account**

All monies in the Miscellaneous Receipts Account shall be available without fiscal year limitation for disbursement by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, for the operations of the Capitol Visitor Center, after consultation with—

- (1) the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives; and
- (2) the Committees on Appropriations of the House of Representatives and Senate.

(Pub. L. 110-437, title III, §303, Oct. 20, 2008, 122 Stat. 4989.)

**§ 2234. Administration of Fund**

**(a) Disbursements**

Disbursements from the Fund may be made by the Architect of the Capitol, upon recommendation of the Chief Executive Officer.

**(b) Investment authority**

The Secretary of the Treasury shall invest any portion of the Fund that, as determined by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, is not required to meet current expenses. Each investment shall be made in an interest-bearing obligation of the United States or an obligation guaranteed both as to principal and interest by the United States that, as determined by the Architect of the Capitol, upon recommendation of the Chief Executive Officer, has a maturity date suitable for the purposes of the Fund. The Secretary of the Treasury shall credit interest earned on the obligations to the Fund.

**(c) Audit**

The Fund shall be subject to audit by the Comptroller General at the discretion of the Comptroller General.

(Pub. L. 110-437, title III, §304, Oct. 20, 2008, 122 Stat. 4990.)

SUBCHAPTER IV—CAPITOL GUIDE SERVICE  
AND OFFICE OF CONGRESSIONAL ACCESS-  
IBILITY SERVICES

PART A—CAPITOL GUIDE SERVICE

**§ 2241. Transfer of Capitol Guide Service**

**(a) Transfer of authorities and personnel to Office of the Capitol Visitor Center**

In accordance with the provisions of this subchapter, effective on the transfer date—

- (1) the Capitol Guide Service shall be an office within the Office;
- (2) the contracts, liabilities, records, property, appropriations, and other assets and interests of the Capitol Guide Service, established under section 2166 of this title, and the employees of the Capitol Guide Service, are transferred to the Office, except that the transfer of any amounts appropriated to the Capitol Guide Service that remain available as of the transfer date shall occur only upon the